

PROCEEDINGS OF THE CITY COUNCIL  
Rapid City, South Dakota

November 20, 2017

Pursuant to due call and notice thereof, a regular meeting of the City Council of the City of Rapid City was held at the City/School Administration Center in Rapid City, South Dakota on Monday, November 20, 2017 at 6:30 P.M.

The following members were present: Mayor Steve Allender and the following Alderpersons: Amanda Scott, Darla Drew, Ritchie Nordstrom, Lisa Modrick, Jason Salamun, Chad Lewis, Laura Armstrong, Steve Laurenti, Becky Drury and John Roberts the following Alderpersons arrived during the course of the meeting: None; and the following were absent: None.

Staff members present included: Deputy Finance Officer Tracy Davis, City Attorney Joel Landeen, Public Works Director Dale Tech, Assistant Police Chief Don Hedrick, Division Fire Chief Tim Behlings, Planning Manager Vicki Fisher, Parks and Recreation Director Jeffrey Biegler, Community Resources Director Nick Stroot, Risk Manager Trevor Schmelz, Budget Analyst Sean Kurbanov, and Administrative Coordinator Heidi Weaver-Norris

**ADOPTION OF AGENDA**

Motion was made by Scott, second by Salamun and carried to adopt the agenda.

**AWARDS AND RECOGNITIONS**

Mayor Allender presented the Veteran of the Month for November 2017 to Alan B. Kruse and recognized his service and dedication to his country and community.

**GENERAL PUBLIC COMMENT**

Clayton Hieb said the railroad track at St. Patrick Street and St. Joseph Street is in nasty condition. It needs to be repaired as soon as possible.

Jenny Robertson said she gathered 58 signatures from her neighbors around Doolittle Street. She stated approximately 20,000 cars travel on Haines Avenue every day. She started the petition to request a crosswalk near Anamosa and Lindberg. She said a man was killed near there five days ago and children cross to and from school in the same area during the week. She urges leaders to act now before more citizens get hurt or killed. She said flashing amber lights would really help. She would like the speed limit to be lower on that street as well.

Julian Navarro spoke on being homeless. He said he is scared of having no food, shelter or money. He desires mercy and forgiveness from fellow citizens. He said the city gave \$250,000 to the Cornerstone Rescue Mission. He is on the no-service list. He said his persistence is taken as disobedience. He stated he hasn't broken the law and doesn't intend to. He said he needs help and also wants to help the homeless as well.

**NON-PUBLIC HEARING ITEMS** -- Items 2 – 93

**CONSENT ITEMS** – Items 2 – 35

The following items were removed from the Consent Items:

12. PW111417-09 – Authorize Mayor and Finance Officer to Sign an Agreement between the City of Rapid City and Black & Veatch Corporation for Master Planning Professional Services for the Wastewater Utility System Master Plan Update / Model Recalibration, Project No. 14-2192 / CIP No. 50819 in the amount of \$1,386,212.00.

26. LF111517-02 – Approve Resolution No. 2017-101 a Resolution to Add Full Time Equivalent (FTE) Positions within the City of Rapid City per the Approved 2018 Budget.
27. LF111517-04 – Approve Resolution No. 2017-107 a Resolution to Establish the New Position of Utility Billing and Service Clerk II within the Public Works Department.
28. LF111517-08 – Approve Investment Committee Recommendations for Human Services Subsidy Funds 2018 Allocations.
29. LF111517-11 – Approve Allocation of Program Income Repaid from Former Community Development Block Grant (CDBG) Projects to the City’s Simplified Living Program.
30. LF111517-12 – Approve Investment Committee Recommendations for FY2018 Community Development Block Grant (CDBG) Allocations and Approve the Investment Committee to Make Allocation Adjustments Upon Notice of Actual Funding Amount if Adjustments are Less than 25% Total Allocation.

Motion was made by Lewis, second by Modrick and carried unanimously to approve Items 2 -35 as they appear on the Consent Items with the exception of Items 12, 26, 27, 28, 29, and 30.

#### ***Approve Minutes***

2. Approve Minutes for the November 6, 2017 regular City Council meeting.

#### ***Vacations of Right-Of-Way Set for Hearing (December 18, 2017)***

3. No. 17VR008 - A request by Sperlich Consulting, Inc. for Tony Marshall for a Vacation of Right-of-Way for Lots 5 thru 19 of Brielle Subdivision, generally described as being located northeast of the intersection of Fairmont Boulevard and Tower Road.

#### ***Tax Increment District Set for Hearing (December 4, 2017)***

4. No. 17TI004 - A request by KTM Design Solutions, Inc for North Atlantic Developers, LLC for a Resolution to Create Promise Road Tax Increment District and Approve Project Plan for property generally described as being located northwest of the intersection of Catron Boulevard and Mt. Rushmore Road.

#### ***Alcoholic Beverage License Applications Set for Hearing (December 4, 2017)***

##### **2018 Retail (On-Off Sale) Wine License Renewals**

5. Dakota Slice LLC DBA Blaze Pizza, 515 Mountain View Rd for a Retail (on-off sale) Wine License
6. Piesano’s Pacchia Inc. DBA Piesano’s Pacchia, 3618 Canyon Lake Drive #121 for a Retail (on-off sale) Wine License

##### **2018 Retail (On Sale) Liquor License Renewals NO Video Lottery**

7. Sodak Mex I Inc. DBA On the Border, 1331 E North Street for a Retail (on sale) Liquor License

#### ***Public Works Committee Consent Items***

8. PW111417-03 – Authorize Staff to Advertise for Bids for Pavement Rehabilitation Project – East Saint Joseph Street Overlay, Project No. 17-2363 / CIP No. 51161. Estimated Cost: \$400,000.00
9. PW111417-05 – Authorize Staff to Advertise for Bids for Well #8 Pump Replacement – 2018, Project No. 17-2421, CIP No. 51188. Estimated Cost: \$80,000.00.
10. PW111417-06 – Authorize Mayor and Finance Officer to Sign an Agreement between the City of Rapid City and Calvary Baptist Church, Inc. for the Construction of Public Sanitary Sewer Main.
11. PW111417-08 – Authorize Mayor and Finance Officer to Sign an Agreement between the City of Rapid City and FMG Engineering, Inc. for Disk Drive and Haines Avenue Intersection, Project No. 16-2347 / CIP No. 51121 in the amount of \$149,393.00.

13. PW111417-10 – Authorize Mayor and Finance Officer to Sign a Permanent Utility Easement to Black Hills Power, Inc.
14. PW111417-13 – Authorize Staff to Purchase One (1) Dodge 1500 RAM Pickup from State Contract #17149.
15. 17TP034 – Authorize staff to advertise an East Rapid City Traffic and Corridor Analysis Study Request for Proposals to perform transportation planning services.
16. PW111417-01 – Approve Change Order #2 to Scull Construction Services for Fire Station 5 Improvements, Project No. 2073 / CIP No. 51158 for an increase of \$10,554.00.
17. PW111417-02 – Authorize Staff to Advertise for Bids for West Memorial Park Improvements, Project No. 2246 / CIP No. 51083. Estimated Cost: \$1,200,000.00.
18. PW111417-04 – Authorize Staff to Advertise for Bids for Meadowbrook Golf Course Restroom, Project No. 2397. Estimated Cost: \$275,000.00.
19. PW111417-07 – Authorize Mayor and Finance Officer to Sign an Agreement between the City of Rapid City and ZCO, Inc. regarding the Transfer of a Drainage Lot in Marlin Drive Commercial Park and to Accept the Deed.
20. PW111417-11 – Approve a Request from Jesse Ham for a Variance to Waive the Requirement to Install Sidewalk per City Ordinance 12.08.060 along Panorama Circle for the property located at 1357 Panorama Circle.
21. PW111417-12 – Approve a Request from Hewey Clemmons for Variance to Waive the Requirements to Install Sidewalk per City Ordinance 16.16.050 along Reservoir Road, Green Valley Drive and Greenfield Drive adjacent to proposed Lots C, D, E, F and G, Clemmons Subdivision.

***Legal & Finance Committee Consent Items***

22. Acknowledge the Following Volunteers for Worker's Compensation Purposes: Anson Wallace (Library), Cassandra Lunderman (RSVP+), Scott Jungck (Police Department), Jessica Ashford (RSVP+), Cara Sturdivant (RSVP+).
23. LF111517-03 – Acknowledge September 2017 Sales Tax Report.
24. LF111517-14 – Approve Property Tax Abatement Request: SD DOT; 2016 Payable 207; \$0.18
25. LF111517-01 – Authorize Mayor and Finance Officer to Sign FY2016 Community Development Block Grant Contract with Black Hills Habitat for Humanity.
31. LF111517-05 – Authorize Mayor and Finance Officer to Sign Agreement between Local 1031, Council 65, American Federation of State, County, and Municipal Employees AFL-CIO and the City of Rapid City for the period of January 1, 2018 through December 31, 2019.
32. LF111517-09 – Approve Resolution No. 2017-103 a Resolution to Set the Fee Amount for Transportation Network Company Licenses.

Resolution #2017-103  
A RESOLUTION TO SET THE FEE AMOUNT FOR  
TRANSPORTATION NETWORK COMPANY LICENSES

WHEREAS, the City has enacted Ordinance No. 6210 to govern transportation network companies by amending Chapter 5.60 of the Rapid City Municipal Code; and

WHEREAS, Ordinance No. 6210 requires a transportation network company to obtain an annual license to operate within City limits; and

WHEREAS, Ordinance No. 6210 authorizes the City Council to set a fee for the annual transportation network company license application by resolution; and

WHEREAS, the Common Council finds that the fee contained herein is fair, reasonable, necessary, and proper for the burden upon the City to review and issue the license the transportation network company.

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Rapid City that the fee for an annual transportation network company license is \$1,500.

IT IS FURTHER RESOLVED that this fee is established immediately upon the effective date of this Resolution.

Dated this 20th day of November, 2017.

CITY OF RAPID CITY  
s/ Steve Allender  
Mayor

ATTEST:  
s/ Pauline Sumption  
Finance Officer

(SEAL)

- 33. LF111517-10 – Approve Revised Trailer Mounted Hydraulic Mobile Bleacher System Application and Agreement.
- 34. LF111517-13 – Approve Resolution No. 2017-108 a Resolution to Donate Surplus Real Property Generally Located at 108 East Main Street and Assign the Current Lease on the Property to the Rapid City Economic Development Foundation.

Resolution 2017-108

A RESOLUTION TO DONATE SURPLUS REAL PROPERTY GENERALLY LOCATED AT 108 E. MAIN STREET AND ASSIGN THE CURRENT LEASE ON THE PROPERTY TO THE RAPID CITY ECONOMIC DEVELOPMENT FOUNDATION.

WHEREAS, on October 16, 2017, the City of Rapid City declared certain real property, described more fully below, to be surplus and no longer suitable for municipal purposes; and

WHEREAS, a board of three freeholders was appointed to establish a value of the property as required by statute; and

WHEREAS, the freeholders have presented their report on the value; and

WHEREAS, SDCL § 6-5-2 allows gratuitous transfers of real or personal property to nonprofit corporations for public, charitable, or humanitarian purposes; and

WHEREAS, SDCL 9-27-36 allows the transfer of municipal property to a non-profit local industrial development corporation; and

WHEREAS, the Rapid City Economic Development Foundation (the “RCEDF”) is a South Dakota non-profit corporation formed to promote and encourage industrial and economic development within the City; and

WHEREAS, the RCEDF operates a business incubator on the campus of the South Dakota School of Mines and Technology which is currently full and has a waiting list of companies who would like space if any were available; and

WHEREAS, the RCEDF commissioned a feasibility study to determine if a new innovation center is needed in the community to support entrepreneurship, technology transfer, commercialization, economic development and growth; and

WHEREAS, the study found that an innovation center of at least 30,000 sq.ft. is feasible in Rapid City and identified the City owned parcel at 108 E. Main Street as in ideal location for such a facility due to its proximity to the School of Mines campus and downtown; and

WHEREAS, the RCEDF has requested the City donate this parcel to the foundation for creation of an innovation and development center consistent with its proposal; and

WHEREAS, the RCEDF currently has sufficient resources to construct the first several phases of the center without need of additional funding from the City; and

WHEREAS, the Common Council of the City of Rapid City finds it to be in the best interests of the community to donate the property described below to the Rapid City Economic Development Foundation, a South Dakota non-profit corporation, for use as a business incubator and innovation center, consistent with the master plan presented to the City Council on October 16, 2017.

NOW THEREFORE, BE IT RESOLVED, by the Common Council of the City of Rapid City that the following property shall be donated to the Rapid City Economic Development Foundation, a South Dakota non-profit corporation of 525 University Loop, Suite 101, Rapid City, South Dakota:

Ulland Outlot Revised, Rapid City, Pennington County, South Dakota. (108 E. Main Street consisting of approximately 4.52 acres)

BE IT FURTHER RESOLVED, that the Mayor and Finance Officer are authorized to execute a quitclaim deed transferring the property as described above via a deed containing a reversionary clause, acceptable to the City Attorney which requires the construction of and continued usage of the property as a business development center and/or business incubator consistent with the master plan it has presented for a period of ten years.

BE IT FURTHER RESOLVED, that the Mayor and Finance Officer are also authorized to execute an assignment of the current lease agreement with the Pennington County Sheriff for a portion of the property to the RCEDF simultaneously with the deed transferring ownership.

Dated this 20th day of November, 2017.

CITY OF RAPID CITY  
s/ Steve Allender  
Mayor

ATTEST:  
s/ Pauline Sumption  
Finance Officer

(SEAL)

***Bid Award Consent Items***

- 35. No. CC112017-02.1 – Approve award of Total Base Bid plus Alternate 2 for 38th Street Reconstruction, Clifton to Range, Project No. 15-2232 / CIP No. 50716.1 & 50761.2 opened on November 14, 2017 to the lowest responsible bidder, Mainline Contracting, Inc. in the amount of \$3,670,289.58.

END OF CONSENT ITEMS

Mayor read in item (PW111417-09) Authorize Mayor and Finance Officer to Sign an Agreement between the City of Rapid City and Black & Veatch Corporation for Master Planning Professional Services for the Wastewater Utility System Master Plan Update / Model Recalibration, Project No. 14-2192 / CIP No. 50819 in the amount of \$1,386,212.00. Drury asked Tech for a summary on this item. Tech said they do a wastewater master plan study every ten years. They make sure the pipes are sized for the future. He said this has been budgeted. In response to a question from Drury, he said this has nothing to do with the water and sewer rate increase. Motion was made by Scott, second by Laurenti to approve. Scott stated this is a ten year look at a 100 year plan. Tech confirmed and said every community has to continually look at improvements. He said staff will be trained on flow-analysis and they will maintain a computer model. Motion carried 10-0.

Mayor read in item (LF111517-02) Approve Resolution No. 2017-101 a Resolution to Add Full Time Equivalent (FTE) Positions within the City of Rapid City per the Approved 2018 Budget. Scott said this is not the best use of the city's money and will be voting no. Motion was made by Drew, second by Modrick to approve. Motion carried 7-3 with Roberts, Laurenti and Scott voting no.

**RESOLUTION NO. 2017-101  
RESOLUTION TO ADD FULL TIME EQUIVALENT (FTE) POSITIONS WITHIN THE CITY OF RAPID CITY PER THE APPROVED 2018 BUDGET**

WHEREAS, the City Departments have requested that seven additional FTEs be established in order to provide the necessary services within our community and respective surrounding areas; and

WHEREAS, the funding for the additional positions was approved during the 2018 budgeting process for the following positions:

<b>Department</b>	<b>Division</b>	<b>Additional FTEs</b>	<b>Total FTEs</b>
Community Resources	Human Resources	4	10
Public Works	Administrative & Engineering Services	1	43
Public Works	Streets	1	45
Public Works	Water Reclamation	1	38

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Rapid City to hereby authorize the FTE count of the City to increase by seven for 2018.

Dated this 20th day of November, 2017.

CITY OF RAPID CITY  
s/ Steve Allender  
Mayor

ATTEST:  
s/ Pauline Sumption  
Finance Officer

(SEAL)

Mayor read in item (LF111517-04) Approve Resolution No. 2017-107 a Resolution to Establish the New Position of Utility Billing and Service Clerk II within the Public Works Department. In response to a question from Scott, Tech said this is not a new position but it is a new job position. This will allow employees to be promoted to a second level when the time comes. The total number of employees stays

the same. Motion was made by Nordstrom, second by Salamun to approve. Nordstrom said this provides employees the opportunity for advancement and professional development. Motion carried 10-0.

RESOLUTION NO. 2017-107  
RESOLUTION TO AMEND THE CITY OF RAPID CITY  
COMPENSATION PLAN BY ESTABLISHING  
THE NEW POSITION OF UTILITY BILLING AND SERVICE CLERK II  
WITHIN THE PUBLIC WORKS DEPARTMENT

WHEREAS, duties and responsibilities for positions within Departments throughout the City change and evolve over time; and

WHEREAS, respective Leaders within City Management request that the new position of Utility Billing and Service Clerk II be created; and

WHEREAS, the duties and responsibilities of the below listed position have been evaluated by the City Compensation Committee utilizing the Factor Evaluation System (FES) to establish the appropriate placement on the respective pay scale; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Rapid City to revise the City of Rapid City Compensation Plan by adding the position of Utility Billing and Service Clerk II to the respective pay scale; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Rapid City that the position listed below is hereby created; and

BE IT FURTHER RESOLVED by the City Council of the City of Rapid City that the compensation plan is hereby revised as follows:

**ADD TO THE AFSCME PAY SCALE**

Position Title	Pay Scale	Grade	FLSA Classification	SALARY RANGE	
				Min	Max
Utility Billing and Service Clerk II	AFSCME	11	Non-exempt	\$31,473.68	\$48,507.00

Dated this 20th day of November, 2017.

CITY OF RAPID CITY  
s/ Steve Allender  
Mayor

ATTEST:  
s/ Pauline Sumption  
Finance Officer

(SEAL)

Mayor read in item (LF111517-08) Approve Investment Committee Recommendations for Human Services Subsidy Funds 2018 Allocations. Roberts stated that the Front Porch Coalition was not given any money again this year. He can't believe we can give \$2500 to vision care to the homeless and nothing to suicide prevention. He said when Front Porch was cut out last year, 211 was supposed to pick up the slack, and they didn't. Stephanie from the FPC said 28 people have died in 2017. She stated this

is the highest number in years. She has been called out many times to help someone who has lost someone to suicide. She said it's very hard for loved ones to go on after this trauma. They try to get them into counseling and medical help. They also do prevention to educate people. Roberts thinks the council should give a few thousand dollars to FPC. In response to a question from Drew, Stephanie said 24 people passed from suicide in 2016 and 35 families throughout the Black Hills. She has gone into schools to speak and help schools train with counselors. She stated the entire community needs to get involved. She said mental healthcare providers, counselors, and officers have received training. She stated their budget was between \$150K-\$200K annually. They had to do fundraising last year to support their program. Motion was made by Scott, second by Nordstrom to approve human services subsidy funds 2018 allocations. Salamun gave his time to Roberts. Roberts thanked the Front Porch Coalition for their work. He said they are not getting money from the city or county but Sheriff Thom is giving money from the Sheriff's Department. Motion carried 10-0.

Mayor read in item (LF111517-11) Approve Allocation of Program Income Repaid from Former Community Development Block Grant (CDBG) Projects to the City's Simplified Living Program. Scott was concerned if Garcia didn't get money spent that it would jeopardize community development losing the funds. She wishes she had a better understanding of the calculations but Garcia was not at the meeting. Motion was made by Nordstrom, second by Modrick and carried to approve 10-0.

Mayor read in item (LF111517-12) Approve Investment Committee Recommendations for FY2018 Community Development Block Grant (CDBG) Allocations and Approve the Investment Committee to Make Allocation Adjustments Upon Notice of Actual Funding Amount if Adjustments are Less than 25% Total Allocation. Motion was made by Drew, second by Salamun and carried to approve 10-0.

#### **NON-CONSENT ITEMS** – Items 36 – 93

Janet Lyda spoke on item 37. She said she is a part-time LYFT driver. She has traveled the country and knows how effective ride sharing can be. She would like to be the designated point of contact for the City of Rapid City. She would like to be involved regarding any future transportation planning.

#### ***Ordinances***

Ordinance 6209 (No. LF110117-09) An Ordinance Regarding Supplemental Appropriation #4 for 2017, having passed its first reading on November 6, 2017, motion was made by Modrick, second by Salamun to approve. Upon vote being taken the following voted AYE: Scott, Drew, Nordstrom, Modrick, Salamun, Lewis, Armstrong, Laurenti; Drury and Roberts. NO: None; whereupon the Mayor declared the motion passed and Ordinance No. 6209 was declared duly passed upon its second reading.

Ordinance 6210 (No. LF110117-15) An Ordinance to Amend Chapter 5.60 of the Rapid City Municipal Code to Adopt Provisions Governing Transportation Network Companies and to Amend Taxicab Ordinances having passed its first reading on November 6, 2017, motion was made by Laurenti, second Lewis to approve. In response to a question from Drew, Lyda said she thinks the other LYFT drivers would be okay with her being named the point of contact for LYFT in Rapid City. Nordstrom suggest Lyda get with Kip Harrington in long-range planning to discuss future information with him. Upon vote being taken the following voted AYE: Scott, Drew, Nordstrom, Modrick, Salamun, Lewis, Armstrong, Laurenti; Drury and Roberts. NO: None; whereupon the Mayor declared the motion passed and Ordinance No. 6210 was declared duly passed upon its second reading.

Ordinance 6028 (No. 17OA002) An Ordinance to Allow Artisan Distillers as a Conditional Use in the Central Business District and the General Commercial District by Amending Title 17 of the Rapid City Municipal Code. Motion was made by Laurenti, second by Drew and carried that Ordinance 6028 be placed upon its first reading and the title was fully and distinctly read and second reading set for Monday, December 4, 2017.

**Legal & Finance Committee Items**

Scott read in item (LF111517-06) Authorize Mayor and Finance Officer to Sign Final Contract for Private Development Tax Increment District Number Fifty Four Between DTH, LLC and City of Rapid City. Motion was made by Modrick, second by Drew to approve. Modrick said she streamed the meeting and it's time to wrap up TID 54. She said there has been patience exhibited by everyone involved. Motion carried 8-2 with Laurenti and Scott voting no.

**Alcoholic Beverage License Applications (Items 40 - 93)****2018 Retail (On Sale) Liquor License Renewals NO Video Lottery**

40. GMB Rushmore LLC DBA Mackenzie River Grill & Pub, 1205 Eglin Street for a Retail (on sale) Liquor License
41. Evergreen Restaurant LLC 4211 DBA Outback Steakhouse, 665 East Disk Drive for a Retail (on sale) Liquor License
42. KOL LLC DBA KOL, 504 Mt. Rushmore Rd for a Retail (on sale) Liquor License
43. Slainte LLC DBA Murphy's Pub & Grill (RL-5325), 510 9<sup>th</sup> Street for a Retail (on sale) Liquor License
44. Dakotah Steakhouse LLC DBA Dakotah Steakhouse, 1325 N Elk Vale Rd for a Retail (on sale) Liquor License
45. Rapid Hospitality DBA Hilton Garden Inn Rapid City, 815 E Mall Drive for a Retail (on sale) Liquor License
46. RC Boston Company LLC DBA Boston's Restaurant and Sports Bar, 620 E Disk Drive for a Retail (on sale) Liquor License (Inactive)
47. Guadalajara's LLC DBA Guadalajara's Mexican Restaurant , 2205 N LaCrosse Street for a Retail (on sale) Liquor License

**2018 Retail (On Sale) Liquor License Renewals WITH Video Lottery**

48. Arrowhead Country Club DBA Arrowhead Country Club, 3675 Sheridan Lake Rd for a Retail (on sale) Liquor License
49. Blue Lantern Lounge Inc. DBA Blue Lantern Lounge, 1200 E St Patrick St for a Retail (on sale) Liquor License
50. American Legion DBA American Legion, 818 E St Patrick Street for a Retail (on sale) Liquor License
51. Cortez LLC DBA Alex Johnson Hotel, 523 6<sup>th</sup> Street for a Retail (on sale) Liquor License
52. Tady LLC DBA Teddys Sports Grill, 826 Main Street for a Retail (on sale) Liquor License
53. Lacrosse Hospitality Management LLC DBA Ramada, 1902 N Lacrosse Street for a Retail (on sale) Liquor License
54. Western Dakota Gaming Inc. DBA Valley Sports Bar, 1865 S Valley Drive for a Retail (on sale) Liquor License

**2018 Package (Off Sale) Liquor License Renewals**

55. B & L Inc. DBA Boyds Liquor Mart Westside, 655 Mountain View Rd for a Package (off sale) Liquor License
56. B & L Inc. DBA Boyds Liquor Mart Eastside, 909 E St Patrick Street Suite 1 for a Package (off sale) Liquor License
57. Mills Drug Inc. DBA Boyds Liquor Mart, 1424 Mt Rushmore Rd for a Package (off sale) Liquor License
58. Wisdom Inc. DBA Country Inn & Suites by Carlson – RC, 2321 N Lacrosse Street for a Package (off sale) Liquor License (INACTIVE)
59. Skyway Enterprises Inc. DBA Americinn Motel, 1632 Rapp Street for a Package (off sale) Liquor License
60. Cortez LLC DBA Alex Johnson Hotel, 523 6<sup>th</sup> Street for a Package (off sale) Liquor License
61. Staple & Spice Market Inc. DBA Staple & Spice Market, 601 Mt. Rushmore Rd for a Package (off sale) Liquor License

62. Walgreen Co DBA Walgreens #09512-LaCrosse St-Rapid, 1125 N LaCrosse Street for a Package (off sale) Liquor License

**2018 Retail (On-Off Sale) Wine License Renewals**

63. Canvas 2 Paint Inc. DBA Canvas 2 Paint, 632 St Joseph Street for Retail (on-off sale) Wine License
64. Everest Cuisine LLC DBA Everest Cuisine, 2328 W Main Street for Retail (on-off sale) Wine License
65. Platinum Restaurant Group Inc. DBA Marcos Pizza #4010, 4040 Cheyenne Blvd Suite A for a Retail (on-off sale) Wine License
66. Sheree D Schriver DBA Jambonz Deux (2), 516 7<sup>th</sup> Street for a Retail (on-off sale) Wine License
67. Rapid City Arts Council Inc. DBA Dahl Arts Center, 713 7<sup>th</sup> Street for a Retail (on-off sale) Wine License
68. LaCosta LLC DBA LaCosta Mexican Restaurant, 603 Omaha Street for a Retail (on-off sale) Wine License
69. Z'Mariks LLC DBA Noodle Café, 2335 W Main St #110 for a Retail (on-off sale) Wine License
70. JYE Group Inc. DBA Sumo Japanese Kitchen, 214 E Saint Joseph Street for Retail (on-off sale) Wine License
71. LMN LLC DBA Pure Bean SW, 5509 Bendt Drive Ste 305 for Retail (on-off sale) Wine License
72. K & P LLC DBA Hay Camp Brewing Company, 601 Kansas City Street for a Retail (on-off sale) Wine License
73. Golden Fortune Inc. DBA Golden Fortune Inc., 1118 E North Street for Retail (on-off sale) Wine License
74. Mai T Goodsell DBA Saigon Restaurant, 221 E North Street for a Retail (on-off sale) Wine License
75. Someone's in the Kitchen DBA Someone's in the Kitchen, 2210 Haines Ave for a Retail (on-off sale) Wine License
76. Yanga A. Allison DBA Si Belle Salon & Spa, 325 Omaha Street Suite 3 for a Retail (on-off sale) Wine License
77. Lori Eggersgluess DBA Mystique Edge Day Spa & Salon, 318 Mount Rushmore Rd Ste. E for a Retail (on-off sale) Wine License
78. Target Corporation DBA Target Store T-2457, 1415 Eglin St for a Retail (on-off sale) Wine License
79. Dakotah Steakhouse LLC DBA Dakotah Steakhouse, 1325 N Elk Vale Rd for a Retail (on-off sale) Wine License
80. Lu Shun LLC. DBA Great Wall, 315 E North St. for a Retail (on-off sale) Wine License
81. Lu Shun LLC. DBA Imperial, 702 E North St for a Retail (on-off sale) Wine License
82. WNRRC LLC DBA Buffalo Wings and Rings, 5622 Sheridan Lake Road #101 for a Retail (on-off sale) Wine License
83. Black Hills Coffee Company DBA Black Hills Coffee, 5955 S Highway 16 #G for a Retail (on-off sale) Wine License
84. Walnut Grove LLC DBA Klinkeltown, 512 Main Street, Suite 130 for a Retail (on-off sale) Wine License
85. Late Harvest Inc. DBA Tally's Silver Spoon, 530 6<sup>th</sup> Street for Retail (on-off sale) Wine License
86. Trifecta Group LLC DBA Delmonico Grill, 609 Main Street for Retail (on-off sale) Wine License
87. Frankie's LLC DBA Thirsty's, 819 Main Street for a Retail (on-off sale) Wine License
88. Dakota Slice LLC DBA Blaze Pizza, 1325 Eglin Street Suite 100 for a Retail (on-off sale) Wine License
89. Walgreen Co. DBA Walgreens #10656-Mt Rushmore Rd, 1902 Mount Rushmore Rd for a Retail (on-off sale) Wine License
90. Walgreen Co. DBA Walgreens #05643-Mtn View-Rapid City, 540 Mt View Rd for a Retail (on-off sale) Wine License

91. S&Y Inc. DBA Golden Phoenix Restaurant, 2421 W Main Street for Retail (on-off sale) Wine License
92. Adelaide Inc. DBA Juniper, 5734 Sheridan Lake Rd, Ste 207 for a Retail (on-off sale) Wine License
93. Maverik Inc. DBA Maverik Inc. #571, 525 E North Street for a Retail (on-off sale) Wine License

Motion was made by Salamun, second by Laurenti and carried to approve alcohol license renewals, items 40-93.

**PUBLIC HEARING ITEMS** – Items 94 – 108

**CONSENT PUBLIC HEARING ITEMS** – Item 94 – 105

Davis asked that item 105 be pulled from the Consent Public Hearing Items. Motion was made by Scott, second by Salamun and carried to approve items 94-104.

***Alcohol Licenses***

94. Wyngard Pot-O-Gold Casino Inc. DBA Lucky D's Casino III, 1330 E St Patrick Street Suite 1 for a Retail (on-off sale) Malt Beverage License with Video Lottery TRANSFER from MG Oil Company DBA East St. Patrick Casino, 1226 E St. Patrick Street
95. DTJ, LLC DBA DTJ, LLC, 3435 West Main for a Package (off-sale) Liquor License TRANSFER from Nash Finch Company DBA FTC Express #257, 3460 Sturgis Road
96. Nash Finch Company DBA Family Fare #043, 1516 E St. Patrick Street for a Package (off sale) Liquor License TRANSFER from Nash Finch Company DBA Prairie Bottle Market #043, 13 New York Street
97. Nash Finch Company DBA Family Fare #254, 751 Mountain View Road for a Package (off sale) Liquor License TRANSFER from Nash Finch Company DBA Family Thrift Center #254, 855 Omaha Street
98. Josefina Leui DBA Ichiban, 1109 W Omaha St. Suite A for a Retail (on-off sale) Malt Beverage and Retail (on-off sale) Wine License TRANSFER from Ichiban LLP DBA Ichiban, 1109 W Omaha St. Suite A

**2018 Retail (on-sale) Liquor – Restaurant Renewal**

99. Rare Hospitality International Inc. DBA Longhorn Steakhouse Rapid City #5406, 1510 Eglin Street for a Retail (on sale) Liquor Restaurant License

**2018 Package (Off Sale) Liquor License Renewals**

100. Safeway Store 46 Inc. DBA Safeway Store #3166, 730 Mountain View Rd for a Package (off sale) Liquor License (INACTIVE)
101. Safeway Stores 46 Inc. DBA Safeway Store #1554, 730 Mt Rushmore Rd for a Package (off sale) Liquor License
102. Moyle Petroleum Company DBA Sheridan Lake Common Cents, 2808 Sheridan Lake Blvd for a Package (off sale) Liquor License

**2018 Retail (On Sale) Liquor License Renewals WITH Video Lottery**

103. Hungry's Restaurant Inc. DBA Marlin's Roadhouse Grill, 2803 Deadwood Ave for a Retail (on sale) Liquor License
104. Shooters Inc. DBA Shooters, 2424 W Main Street for a Retail (on sale) Liquor License

***Assessment Rolls***

Davis asked to amend (LF111517-07) Approve Resolution No. 2017-089B a Resolution Levying Assessment for Cleanup of Miscellaneous Property. She asked that item 18 be removed and the \$100 fee be waived. She asked that items 24 and 25 be removed since they were paid in full. Motion was made by Scott, second by Drury and carried to approve as amended.

RESOLUTION NO. 2017-089B  
RESOLUTION LEVYING ASSESSMENT FOR  
CLEANUP OF MISCELLANEOUS PROPERTY

BE IT RESOLVED by the City Council of the City of Rapid City, South Dakota, as follows:

1. The City Council has made all investigations which it deems necessary and has found and determined that the amount which each lot or tract shall be benefited by the property cleanup is the amount stated in the proposed assessment roll.
2. The Assessment Roll for Cleanup of Miscellaneous Property is hereby approved and assessments thereby specified are levied against each and every lot, piece, or parcel of land thereby described.
3. Such assessments, unless paid within thirty (30) days after the filing of the assessment roll in the Office of the Finance Officer shall be collected by the City Finance Office in accordance with SDCL ch. 9-43, as amended, and shall be payable in one annual installment bearing interest at the rate not to exceed six and one-half percent (6.5%).

Dated this 20th day of November, 2017.

CITY OF RAPID CITY  
s/ Steve Allender  
Mayor

ATTEST:  
s/ Pauline Sumption  
Finance Officer

(SEAL)

END OF CONSENT PUBLIC HEARING CALENDAR

**NON-CONSENT PUBLIC HEARING ITEMS** – Items 106 – 108

Ordinance 6205 (No. 17RZ031) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Sperlich Consulting, Inc. for Freeland Meadows, LLC for a Rezoning from General Agricultural District to Low Density Residential District for property generally described as being located southeast of the intersection of Marino Drive and Country Road having passed its first reading on November 6, 2017 motion was made by Drew, second by Roberts that the title be read the second time. Upon vote being taken, the following voted AYE: Scott, Nordstrom, Modrick, Salamun, Lewis, Armstrong, Laurenti, Drury and Roberts; NO: None; whereupon the Mayor declared the motion passed and Ordinance 6205 was declared duly passed upon its second reading.

Ordinance 6206 (No. 17RZ032) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions, Inc. for Franklin Simpson for a Rezoning from Light Industrial District to General Commercial District for property generally described as being located northeast of the intersection of South Plaza Drive and Fountain Springs Drive having passed its first reading on November 6, 2017 motion was made by Drury, second by Salamun that the title be read the second time. Upon vote being taken, the following voted AYE: Scott, Nordstrom, Modrick, Salamun, Lewis, Armstrong, Laurenti, Drury and Roberts; NO: None; whereupon the Mayor declared the motion passed and Ordinance 6206 was declared duly passed upon its second reading.

Ordinance 6207 (No. 17RZ033) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions, Inc. for Franklin Simpson for a Rezoning from General Agricultural District to General Commercial District for property generally described as being located northeast of the intersection of South Plaza Drive and Fountain Springs Drive having passed its first reading on November 6, 2017 motion was made by Drury, second by Drew that the title be read the second time. Upon vote being taken, the following voted AYE: Scott, Nordstrom, Modrick, Salamun, Lewis, Armstrong, Laurenti, Drury and Roberts; NO: None; whereupon the Mayor declared the motion passed and Ordinance 6207 was declared duly passed upon its second reading.

**BILLS**

The following bills have been audited.

BILL LIST - NOVEMBER 20, 2017

P/ROLL PERIOD END 10/28/17, PD 11/03/17	1,019,490.90
SUPP P/ROLL PERIOD END 11/13/17, PD 11/13/17	11,965.48
CDEV P/ROLL PERIOD END 10/28/17, PD 11/03/17	4,863.97
PIONEER BANK & TRUST, 10/28/17 P/ROLL TAXES, PD 11/03/17	255,220.61
PIONEER BANK & TRUST, SUPP 11/13/17 P/ROLL TAXES, PD 11/13/17	1,174.41
CDEV PIONEER BANK & TRUST, 10/28/17 P/ROLL TAXES, PD 11/03/17	1,298.48
WELLMARK INC, HEALTH CLAIMS THROUGH 11/03/17, PD 11/09/17	132,933.78
WAGE WORKS, SECTION 125 CLAIMS THROUGH 11/06/17, PD 11/07/17	2,731.90
WAGE WORKS, SECTION 125 CLAIMS THROUGH 11/13/17, PD 11/14/17	7,498.87
SOUTH DAKOTA RETIREMENT SYSTEM, OCT17 RETIREMENT, PD 11/06/17	487,021.93
BANK WEST, TID56 RUSHMORE CROSSING, PD 11/07/17	47,530.97
BANK WEST, TID65 MINNESOTA ST, PD 11/07/17	1,374.44
CITY OF RAPID CITY, TID56 RUSHMORE CROSSING, PD 11/07/17	9,053.51
CORTRUST BANK, TID38 HEARTLAND RETAIL CENTER, PD 11/07/17	395.16
FIRST INTERSTATE BANK, TID50 FEDERAL BEEF/FOUNDERS PARK DEV, PD 11/07/17	4,664.48
COMPUTER BILL LIST	6,896,312.73
CDEV COMPUTER BILL LIST	2,646.52
SUBTOTAL	8,886,178.14
RSVP, P/ROLL PERIOD END 10/28/17, PD 11/03/17	3,347.23
RSVP, PIONEER BANK & TRUST, 10/28/17 P/ROLL TAXES, PD 11/03/17	985.67
RSVP, COMPUTER BILL LIST	78.56
TOTAL	8,890,589.60

Davis presented the bill list total of \$8,890,589.60. Motion was made by Laurenti, second by Drew and carried to authorize (No. CC112017-01) the Finance Officer to issue warrants or treasurers checks, drawn on proper funds, in payment thereof.

**ADJOURN**

There being no further business to come before the Council at this time, motion was made by Salamun, second by Roberts and carried to adjourn the meeting at 7:27 p.m.

Dated this 20th day of November, 2017.

CITY OF RAPID CITY

ATTEST:

\_\_\_\_\_  
Finance Officer  
(SEAL)

\_\_\_\_\_  
Mayor